CHILD CARE CENTER COMPLIANCE RECORD PART 1, GENERAL PROVISIONS

Michigan Department of Human Services Bureau of Children and Adult Licensing

1.	License/Registration Number
2.	Date of Determination

3. Name Center

C =	Comr	pliance V = Violation			
С	٧	RULES]		
		R 400.5102 Licensee	С	٧	RULES
ΙП	П	(1)(a) Demonstrate good moral character and suitable	_		(2) A program director:
		to meet the needs of children.			(a) Is at least 21.
		(b) Criminal history record check, criminal records			(b) Has high school diploma/GED.
		check and CPS check.			(c) Has CPR and first aid.
ᄖ	님	(c) Comply with 1973 PA 116 and rules.			(d) Completes 12 clock hours of annual training.
$ \sqcup $	Ш	(2)(a) Notify and submit credentials within 30 days of hiring a new program director.			(e) Develops, implements, evaluates center policies
ΙП		(b) Criminal history check before offering			and program.
		employment.	ᅵᆜ	Щ	(f) Administers day-to-day operations.
		(c) Written screening policy.	l l∐	Ц	(g) Monitors and evaluates staff.
		(d) Written plan for compliance with the CPS.			(3) The center ensures the program director complies
		(e) Written abuse/neglect statement signed by staff.		П	with (3)(a) – (g). (4) At least 2 semester hours or 3.0 CEUs in child care
		(3) Develops and implements a written, on-going staff		Ш	administration.
		training plan which includes:			(5) Program directors employed as a program director for
ᄖ	片	(a) Minimum training requirements noted in rules.			2 years before effective date of rules are rules exempt
$ \sqcup $	Ш	(b) Child development, curriculum, discipline, health & safety, nutrition, working with parents, licensing rules.			from (3) and (4). (6) Program directors employed as a program director
		(4) The licensee posts:		Ш	for less than 2 years have before effective date of rules
Ιп	П	(a) The current license.			until 12-08 to complete the requirements in (3) and (4).
IH	Ħ	(b) A copy of the current regulations.			(7) Program directors hired within 1 year after the
IH	Ħ	(c) A notice stating if the child care center requires a			effective date of these rules have 1 year to complete the requirements in (3) and (4).
		criminal history check on its employees or volunteers.		П	(8) Program director appoints qualified substitute for a
		(5) Center maintains licensed capacity and age ranges.		ш	lead caregiver who is absent for more than 30
		(6) Children are released to authorized persons.	_		consecutive workdays.
		(7)(a) Licensee provides access to records, materials,			(9) Program director qualifications kept on file.
		and staff. (7)(b) Information provided by licensee is accurate and			R 400.5103a Lead caregiver qualifications;
	Ш	truthful.			responsibilities.
		(8) Information retained for at least 4 years.			(2) Lead caregiver:
		(9) Smoking does not occur:		Ш	(a) Oversees the classroom program and child assessment.
		(a) In the child care center.		П	(b) Oversees caregiving staff and care/supervision of
		(b) On field trips and in vehicles.			children.
		R 400.5102a Staff training requirements			(3) At least 1 lead caregiver is assigned to each group
		(1) One caregiver with CPR and 1 st aid on duty.	l In	П	of children: (a) Full time for programs operating less than 6
냶	H	(2) Current caregivers completed blood-borne pathogen		Ш	hours.
	Ш	training.			(b) At lest 6 hours per day for programs operating 6
		(3) Within 6 months of hire each caregiver completes			or more hours.
		blood-borne pathogen training.			(4) The lead caregiver: (a) Is at least 19.
	Ш	(4) 12 clock hours of annual training excluding CPR, 1 st aid, and blood borne pathogen training.	ᅵ	片	
ΙП	П	(6) Caregivers have training on safe sleep and shaken	ᅵ	片	(b) Has a high school diploma/GED.
	ш	baby syndrome, prior to caring for infants and toddlers.	ᅵ	님	(c) Has certification in CPR and first aid.
		(7) Verification of professional development on file.	ᅵ	님	(5) Lead caregiver qualifications meet (5)(a) – (g).
		R 400.5103 Program director qualifications;] ⊔	Ш	(6) Infant/toddler lead caregivers have 3 semester hours or 4.5 CEUs in infant/toddler development and care
		responsibilities			practices.
		(1) A program director is present:			(7) Center complies with subrules (5) and (6) by 12-08.
	Ш	(a) Full time for programs operating less than 6 hours.			(8) Lead caregiver qualifications kept on file.
		(b) 50% of the time children are in care, but at least 6			· ·
	Ш	hours for programs operating 6 or more hours.			

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		R 400.5104 Staff
		(1) Staff are of responsible character and suitable.(2) A staff member is not be present in the center if convicted of:
		(a) Child abuse or child neglect. (b) A felony involving harm or threatened harm within 10 years preceding the date of hire. (3) A staff member provides documentation that he/she is not a perpetrator of abuse or neglect.
		R 400.5104a Volunteers
		(1) A volunteer shall not have unsupervised contact with children if convicted of: (a) Child abuse or child neglect. (b) A felony involving harm or threatened harm within 10 years preceding the date of volunteering. (2) A volunteer provides documentation that he/she is not a perpetrator of abuse or neglect. (3) Center establishes and maintains a written policy regarding supervision of volunteers
		R 4005104b Health of staff and volunteers; report
		(1) Health reports for staff and volunteers are on file.(2) Evidence that staff and volunteers are free from communicable tuberculosis.
		R 400.5105 Supervision and ratio.
		(1) The center provides appropriate care and supervision
		of children. (2) 2 staff present when 7 or more children over 3 years
ш	ш	of age in care.
		(3) Child/staff ratios:
Ц	Ц	(a) 3 years of age, 1:10.
\vdash	닏	(b) 4 years of age, 1:12 children.
Ш	Ш	(c) Mixed ages in the same room or in a well-defined space; ratios based on the age of the youngest child.
		(4) An exception to subrule (2) when the center is transporting children and complies with R 400.5611(2), (3), and (4).
		(5) For infants, young toddlers, and older toddlers, child
		staff/ratio as required in R400.5201c. (6) For school-age children, child/staff ratio as required in R400.5303a
		R 400.5106 Program
		(1) Developmentally appropriate program includes:
П		(a) Physical development.
\exists	Ħ	(b) Social development.
П	Ħ	(c) Emotional development.
		(d) Intellectual development.
_	_	(2) Activities provided daily:
		(a) Quiet and active.
		(b) Individual, small groups, and large groups.
		(c) Large and small muscle.
		(d) Child initiated and staff initiated.

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		(e) Developmentally appropriate language and literacy
		experiences.
	Ш	(f) Early math and science experiences.
		(3) Daily activities so that each child:
	님	(a) Feels successful and develops independence.
	님	(b) Encourage creativity.
	片	(c) Learns new ideas and skills.
	님	(d) Participates in imaginative play.
$ \sqcup $	Ш	(4) Television, video tapes, movies, electronic devices and computers suitable to the age of the child.
		(a) Programs/movies with violent or adult content not permitted.
		(b) Other activities are available during television or movie viewing.
		(5) Daily activity guide is prepared and posted in a place visible to parents.
		(6) Center provides daily outdoor play for children in attendance 5 or more continuous hours per day, unless
		prevented by inclement weather. (7) Center provides naptime or quiet time when children under school-age are in attendance 5 or more continuous hours per day.
		(8) Center provides opportunities to rest for children less than 3 years of age regardless of the number of hours in care.
	П	(9) Center permits infants to eat and sleep on demand.
IH	H	(10) For children with special needs, licensee works with
		the parents, medical personnel or other professionals to provide care according to the child's identified needs. (11) Center permits parents to visit the program during hours of operation.
		R400.5107 Discipline
		(1) Staff use positive methods of discipline.
	П	(2) Staff refrain from using prohibited forms of
	_	punishment.
		(3) Non-severe/developmentally appropriated discipline
		or restraint is used when reasonably necessary. (4) Discipline policy is developed and implemented. It is:
		(a) In written form.
	H	(b) Age appropriate.
뮴	H	(c) Provided to staff and parents.
	ш	
		R 400.5108 Equipment
		(1) Center provides an adequate and varied supply of play equipment, materials, and furniture, which is: (a)Appropriate to the developmental needs and interests of child
		(b) Safe, clean, and in good repair.
		(c) Child-sized or appropriately adapted.
		(d) Easily accessible to the children.
		(2) At least 3 playspaces per child in the licensed
		capacity. (3) At least 2 playspaces are available and accessible
		per child in attendance on any given day.

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		(4) Equipment and materials provide for:
		(a) Large and small muscle activity.
		(b) Sensory exploration.
		(c) Social interaction and dramatic play.
		(d) Discovery and exploration.
		(e) Early math and science experiences.
Ш		(f) Creative experiences through art, music, and literature.
		(5) The center provides a complete equipment inventory before initial licensure and updated at each renewal.
		R 400.5109 Sleeping equipment
		(1) The center provides a cot or mat constructed of a
		fabric or plastic which is easily cleanable: (a) For any child less than school-age enrolled for 5 or
ш	Ш	more continuous hours.
		(b) Upon parent's request for any child in attendance.
		(3) Each child is provided with a sheet or blanket:
		(a) For the exclusive use of one child between
	П	launderings. (b) Washed weekly or more often if soiled.
lH.	H	(c) Stored so it is not in contact with other bedding.
lΗ	Ħ	(4) All occupied cots and mats are spaced at least 18
	ш	inches apart to provide a free and direct means of
		egress.
		R 400.5109a Nighttime care
		If a child is in care between 11 p.m. and 6 a.m.:
Ш	Ш	(a) A separate area away from sleeping children where the child can engage in quiet activities
		(b) A bed and mattress, with a waterproof covering, of
		age-appropriate size.
		R 400.5110 Food services and nutrition
		(1) Snacks and meals are provided by the center, except when:
		(a) A majority of the children are in attendance less than 4 hours.
		(b) Food is provided by a parent.
		(2) Food provided by the center is of sufficient quantity
	_	and nutritional quality.
ᄖ	님	(3) A child is served the required meals and snacks.
	Ш	(4) The center assures that no child is deprived of a snack or meal.
		(5) Menus are planned in advance, dated, and posted,
		with food substitutions noted on the menus. (6) The center assures that a child with special dietary
	Ш	needs is provided with snacks and meals in accordance with the child's needs and the parent's or physician's
		instructions. (7) Adequate staff are provided so that food service
	Ш	(7) Adequate staff are provided so that food service activities do not detract from direct care and supervision
		of children.

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		R 400.5111 Children's records
		(1) At the time of the child's initial attendance, a child
		information card, filled out and signed by the parent, is on
_		file and accessible in the center.
		(2) Child information cards are updated annually or when
		changes occur. (3) At the time of initial attendance, 1 of the following is
		obtained and kept on file and accessible:
П	П	(a) A certificate of immunization showing a minimum of
		1 dose of each immunizing agent specified by DCH.
		(b) A copy of a waiver addressed to DCH, signed by
		the parent stating immunizations are not being
		administered. (4) After 4 months of attendance, an updated certificate
ш	Ш	showing completion of all additional immunization
		requirements is on file unless there is a signed statement
		by a physician stating immunizations are in progress.
	_	(5) Within 30 days of initial attendance:
		(a) For infants and young toddlers: A physical
		evaluation performed within the preceding 3 months
		signed by a physician. (b) For older toddlers and pre-school age: A physical
ш	ш	evaluation performed within the preceding year signed by
		a physician.
		(6) Physical evaluations are updated:
		(a) Yearly for infants and young toddlers.
		(b) Every 2 years for older toddlers and preschoolers.
		(7) A signed statement annually that the child is in good
		health if a parent objects to a physical examination or
		medical treatment on religious grounds. (8) The center maintains an accurate daily attendance
Ш	Ш	record, including child's first and last name, arrival and
		departure time.
		(9) Parent's written permission for the child's participation
		in field trips is obtained and on file.
Ш	Ш	(10) Parents are notified before each field trip.
		R 400.5111a Accident, injury, illness, death
		reporting
Ш	Ш	(1) A verbal report is made within 24 hours of a serious injury or accident/illness or medical condition resulting in
		emergency medical treatment at a health facility or
		hospitalization, or death.
		(2) A written report is made within 72 hours of a serious
		injury or accident/illness or medical condition resulting in
		emergency medical treatment at a health facility or
		hospitalization, or death. A copy of the report is on file at the center.
		R 400.5111b Health care policies and resources
		A written health care plan is implemented which includes:
님	님	(a) Health practices and policies including:
\vdash	님	(I) Children and staff hand washing.
\vdash	닏	(ii) Handling children's bodily fluids.
Ш	Ш	(iii) Cleaning/sanitizing equipment, toys and
		surfaces.

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		(iv) Controlling infection, including universal
		precautions (b) Health-related resources.
		R 400.5113a Emergency procedures
		(1) Written procedures for each of the following
П		emergencies:
片	님	(a) Fire.
님	님	(b) Tornado.
H	님	(c) Serious accident, illness, or injury.
Ш	Ш	(d) Crisis management, including, but not limited to intruders and bomb threats.
П	П	(2) The center informs staff of his/her duties and
		responsibilities in an emergency. Emergency procedures
		are reviewed with staff at least twice a year.
	Ш	(3) The center establishes and implements a fire drill program consisting of at least 1 fire drill quarterly.
		(4) The center establishes and implements a tornado drill
	_	program consisting of at least 2 tornado drills during the
		months of April to October.
Ш	Ш	(5) The center posts emergency procedures and evacuation plans in a place visible to staff and parents.
		(6) A written log indicating the date and time of fire and
_	_	tornado drills is on file at the center.
Ш	Ш	(7) If cribs are used in emergency evacuations, then all
		doors within the means of egress are wide enough to accommodate the crib evacuation.
		R 400.5113b Medication; administrative procedures
П	П	(1) Medication is given by an adult caregiver.
百	Ħ	(2) Medication is given or applied with prior written
_	_	permission from a parent.
Ш	Ш	(3) All medication is in its original container, stored according to instructions, and clearly labeled for a named
		child.
		(4) Prescription medication has the pharmacy label
		indicating the physician's name, child's name, instructions, and name and strength of the medication
		and is given according to those instructions.
		(5) All medication is kept out of the reach of children and
		is returned to the child's parent or destroyed when it is no
		longer needed or it has expired. (6) A caregiver administers medication according to the
Ш	Ш	directions on the original container unless authorized by
		a written order of the child's physician.
		(7) Topical nonprescription medication requires written
		parental authorization annually. (8) The center maintains a record as to the time and the
	Ш	amount of medication given or applied, except for (7).
		R 400.5113c Child illness
		(1) Parents are notified of changes in the child's health,
	_	of accidents or injuries, or when a child is too ill to remain
		in the group.
Ш	Ш	(2) The center assures that a child too ill to remain in the group is placed in a separate area and is cared for and
		group is placed in a separate area and is cared for and

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		(3) Items and facilities used by the ill child are not used by any other person until thoroughly cleaned and
		sanitized. (4) If the center becomes aware that a child in care has contracted a communicable disease, the center notifies parents of the following: (a) The name of the communicable disease.
同	同	(b) The child may have been exposed.
Ħ	Ħ	(c) The symptoms of the disease.
		R 400.5114 Information provided to parents
		(1) A licensee develops a written information packet for parent that includes: (a) Criteria for admission and withdrawal.
Ш	Ш	(b) Schedule of operation (hours, days, and holidays).
		(c) Fee policy.
		(d) Discipline of children.
		(e) Nutrition and food service program.
		(f) Program philosophy and typical daily schedule.
		(g) Health care plan.
		R 400.5115 Telephone service
П		(1) A land-line telephone is available, operable, and
_	_	accessible in the building during the hours of operation.
Ш	Ш	(2) During the hours of operation, the center provides a
		telephone number to parents to provide immediate access to the center.
П	П	(3) Emergency telephone numbers, including 911, fire,
ш	ш	police, poison control center, and emergency medical
		services, are conspicuously posted immediately adjacent
		to the telephone.
_		R 400.5116 Indoor space
Ш		(1) Indoor activity space is used by and accessible to each child.
П		(2)(a) 50 square feet for infants and young toddlers.
H	H	(b) 35 square feet for older toddlers to school-age.
ш	Ш	(3) The following indoor space is excluded:
\Box		, ,
님	H	(a) Hallways.
\vdash	님	(b) Bathrooms.
님	님	(c) Reception and office areas.
닏	닏	(d) Kitchens.
\sqcup	\sqcup	(e) Storage areas and cloakrooms.
Ш	Ш	(f) Areas used exclusively for resting, sleeping, or
		eating, except for infants and young toddlers. (4) The center provides a floor plan of all child use areas
Ш	Ш	to the department. Only space that has received prior
		approval by the department may be used. Structural
		changes and unapproved areas are reviewed and
		approved by the department before use.
		R 400.5117 Outdoor play area
		(1) The outdoor play area is considered an outdoor
		classroom and an extension of the learning environment.
ш	Ш	(2) Children use age-appropriate equipment.

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		(3) For children in attendance for 5 or more hours there is an outdoor play are of at least 1,200 square feet. More
		than 1,200 square feet may be required if the minimum
		amount is not adequate for the safe and accessible use by the number of children cared for
		(4) If outdoor space is not adjacent to the center, a park or other outdoor facility may be used.
П	П	(a) The area is easily accessible by a safe walking
	Ш	route.
		(b) The care is inspected before each use for hazards.
		(c) The location of the alternative outdoor play area is
		specified in writing to the department.
Ш	Ш	(5) An outdoor play area and all outdoor play equipment is maintained in a safe condition and inspected daily
		before use for hazards.
		(6) The outdoor play area is in a safe location; protected
		from hazards by a fence/natural barrier at least 48" high. (7) The outdoor play equipment complies with the
Ш	Ш	guidelines of the Handbook for Public Playground Safety
		(1997 ed.). Documentation of compliance is provided
		upon request, and kept on file. Currently licensed centers
		have until 12-08 to meet this requirement.
		(8) Surface materials/use zones comply with the
		guidelines of the Handbook for Public Playground Safety. In addition:
П	П	(a) Protective surfaces are provided in areas where
	Ш	climbing, sliding, swinging is located.
		(b) Loose-fill surfacing material is not installed over
		concrete.
	Ш	(c) A suitable surface is provided for children's wheeled vehicles and pull toys, if applicable.
		wholes verileles and pair toys, if applicable.

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[(9) The compressed depth of the surface material is based on the critical fall height of the equipment. All the following apply:
Ш	Ш	(a) 6 inches of surfacing material for equipment with a critical fall height of up to 7 feet.
		(b) 9 inches of surfacing material for equipment with a
		critical fall height of 7 feet to 10 feet. (c) When sand is used as a surfacing material, 12 inches of sand for equipment with a critical fall height of 5
		to 10 feet. (10) Loose-fill surface material is restored to its required depth when it has moved or become packed. (11) Trampolines are prohibited.
		(12) There is a shaded area in the summer to protect
		against excessive sun exposure. (13) Currently licensed centers have until 12-07 to comply with subrules (8) and (9).
		(14) School-age child care centers operating in school buildings are exempt from subrules (7), (8), and (9) of this rule, provided the licensee informs parents, in writing, if it uses an outdoor play area/equipment that does not comply with this rule.
		R 400.5118 Rule variances
		(1) Upon written request, the department may grant a variance from an administrative rule if the alternative proposed provides clear and convincing evidence that the health, welfare, and safety of the children is protected.
		(2) The decision of the department is kept on file with the
		licensee. (3) The granted variance may remain in effect for as long as the licensee complies with the conditions of the variance or may be time-limited

NOTES:

Instructions for use:

Use to make notes and observations during the inspection.

Verbally discuss cited rule violations with the licensee/designee at the exit conference.

Discard once this information has been included in the appropriate report.